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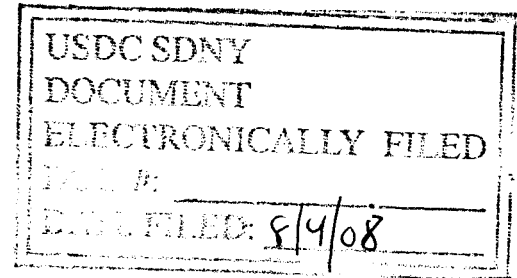
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July 28, 2008

BY FAX

The Honorable William H. Pauley III
 United States District Judge
 Southern District of New York
 United States Courthouse
 500 Pearl Street, Room 2210
 New York, New York 10007

MEMO ENDORSED

Re: United States v. Leovigildo Rivera 08 Cr. 395 (WHP)

Dear Judge Pauley:

On behalf of our client Leovigildo Rivera and with the consent of the United States Attorney's Office, we make a joint request for a one month adjournment of the upcoming July 30 pretrial conference. A one month adjournment would permit additional time to continue ongoing discussions with the Government. We agree with the Government that exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h), is appropriate to continue discussions and to review additional discovery, including DVDs received on July 18.

Accordingly, we would respectfully request that the Court adjourn the status hearing from July 30, 2008 to a date on or after September 5, 2008, with a Speedy Trial Act exclusion of time.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Steven Witzel".

Steven Witzel

cc (by electronic mail): Margaret Garnett, AUSA
 Michael English, AUSA

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APPLICATION GRANTED. THE CONFERENCE
 IS ADJOURNED TO SEPTEMBER 11, 2008 AT
 SO ORDERED: 2:15 PM. SPEEDY TRIAL IS
 EXCLUDED UNDER 18 USC 3161
 IN THE INTERESTS
 OF JUSTICE.

A handwritten signature in black ink, appearing to read "William H. Pauley III".

WILLIAM H. PAULEY III U.S.D.J.

7-31-08